

**ORIGINAL**

IN THE UNITED STATES DISTRICT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS

FILED

JUN 14 2018

CLERK, U.S. DISTRICT COURT  
By *[Signature]* Deputy

WILLIE JAMES ATKINS,  
TDCJ No. 1441701,  
Petitioner Pro Se,

v.

LORIE DAVIS, Director  
Texas Department of Criminal  
Justice, Correctional  
Institution Division,  
Respondant.

§  
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§

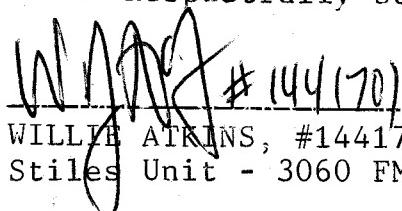
§ CIVIL ACTION NO. 3:16-CV-2942-BT

**PETITIONER'S FIRST MOTION FOR EXTENSION OF TIME  
TO FILE NOTICE OF APPEAL BY PERMISSION SEEKING A COA**

1. This is a habeas corpus case brought by a Texas state prisoner, Willie James Atkins, under 28 U.S.C. § 2254. FINAL JUDGMENT was entered in this case on May 11, 2018, by the DISTRICT COURT adopting RECOMMENDATIONS of the United States Magistrate Judge, dismissing Petitioner's case with PREJUDICE and DENYING a COA.
2. Pursuant to DISTRICT COURT ORDERS stating Rule 4, Fed. Rule of Appellate Procedure as GOVERNING any APPEAL in the case, Petitioner so MOVES the Court pursuant to Fed.R.App.Proc. 4(a)(5)(A).
3. The District Court may extend the time to file a NOTICE OF APPEAL if: (i) a party so moves NO LATER THAN 30-days after the time prescribed by this rule. The time prescribed by this rule expires 30-days after entry of the JUDGMENT or ORDER appealed from.
4. ACCORDINGLY, 30-days from the entry of JUDGMENT of MAY 11, 2018, expires June 10, 2018, extended to June 11, 2018, due to June 10, 2018 as a SUNDAY.

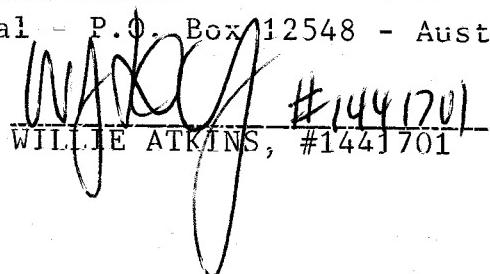
5. Access to the law library here at the Mark W. Stiles Unit is EXTREMELY LIMITED. Therefore, extra time is needed and respectfully requested for an ADDITIONAL 30-DAYS, up to and including JULY 10, 2018, to file Petitioner's NOTICE OF APPEAL BY PERMISSION SEEKING A COA.
6. Due to the COMPLEXITY of the ISSUES and RELEVANT CASE LAW, requires EXTENSIVE RESEARCH and PREPARATION to complete an ADEQUATE APPEAL SEEKING A COA.
7. This is Petitioner's FIRST REQUEST for an extension on this issue. Petitioner humbly seeks the courts forgiveness for any undue burden as a result of this request. Furthermore, this request is not designed to harass the Director, nor cause unnecessary delay.
8. As such, Petitioner respectfully requests an extension of THIRTY-(30) DAYS, up to and including July 10, 2018 to file PETITIONER'S NOTICE OF APPEAL BY PERMISSION SEEKING A COA.

Respectfully submitted this 8th day of JUNE, 2018,

 #144170  
WILLIE ATKINS, #1441701 - Petitioner Pro Se  
Stiles Unit - 3060 FM 3514 - Beaumont, Texas 77705

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing has been served by placing same in the Stiles Unit U.S. Mail collection box, postage paid, on this 8th day of JUNE, 2018, addressed to JESSICA MONOJLOVICH - Asst. Atty. General - P.O. Box 12548 - Austin, TX 78711-2548.

 #1441701  
WILLIE ATKINS, #1441701

WILLIE ATKINS, #1441701  
Stiles Unit  
3060 FM 3514  
Beaumont, Texas 77705

LEGAL MAIL

OFFICE OF THE CLERK  
UNITED STATES DISTRICT COURT  
Northern District of Texas  
1100 Commerce - Room 1452  
Dallas, Texas 75242-1495



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75242-14952